



UNITED STATES
PATENT AND
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UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY
AND DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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In re Application of
Krzysztof Palczewski et al
Serial No.: 09/990, 185
Filed: November 21, 2001
Attorney Docket No.: P-NS 4975

: WITHDRAWAL OF ABANDONMENT

This is in response to applicants' petition under 37 CFR 1.181, filed February 14, 2003, requesting revival of the above-identified application based on non-receipt of an Office action.

A review of the file history shows the examiner mailed an Office action to applicants on June 20, 2002, setting a one month shortened statutory period for reply. Upon failure to receive a reply the application was held abandoned as of January 21, 2003, however a Notice of Abandonment has not yet been mailed to applicants. Applicants state that the Office action was misaddressed and never received and provide statements and docket record evidence of non-receipt in support thereof. A review of the Office action shows that it was mailed to the wrong attorney for unexplained reasons. In view thereof, the Notice of Abandonment is withdrawn and the application is restored to a pending status with the mailing of this decision.

Applicants' petition is **GRANTED**.

As applicants have obtained a copy of the Office action and provide a reply thereto with the petition, the application will be forwarded to the examiner for further consideration.

Should there be any questions regarding this decision, please contact William R. Dixon, Jr., by mail addressed to Director, Technology Center 1600, Washington, D.C. 20231, or by telephone at (703) 308-3824 or by facsimile transmission at (703) 305-7230.


John Doll
Director, Technology Center 1600